

PROPOSED AMENDMENT
SENATE AMENDMENTS TO H.B. 2169
(Reference to House engrossed bill)

1 Page 1, between lines 36 and 37, insert:

2 "Sec. 2. Section 28-2094, Arizona Revised Statutes, is amended to
3 read:

4 28-2094. Dismantling motor vehicle; application fee;
5 certificate of title; electronic title system;
6 exemption

7 A. An owner who sells a motor vehicle, trailer or semitrailer as scrap
8 or for dismantling or destroying shall assign the certificate of title of the
9 vehicle to the purchaser. The purchaser shall deliver the following to the
10 department:

11 1. An application for a dismantle certificate of title to scrap,
12 dismantle or destroy the vehicle.

13 2. The certificate of title to the vehicle purchased.

14 3. The registration card of the vehicle.

15 4. The license plate of the vehicle, if any.

16 5. A fee of four dollars.

17 B. **EXCEPT AS PROVIDED IN SUBSECTION G**, an owner who intends or desires
18 to dismantle a vehicle shall first forward all of the following to the
19 department:

20 1. An application for a dismantle certificate of title to dismantle or
21 wreck the vehicle.

22 2. The certificate of title to the vehicle.

23 3. The registration card of the vehicle.

24 4. The license plate of the vehicle, if any.

25 5. A fee of four dollars.

26 C. If the registration card or license plate is lost or destroyed, the
27 applicant shall state in a form prescribed by the department under penalty of
28 perjury the circumstances of the loss or destruction. **EXCEPT AS PROVIDED IN**
29 **SUBSECTION G**, on receipt of the documents and fee required by this section,
30 the department shall issue a dismantle certificate of title to the applicant
31 to dismantle or destroy the vehicle. The dismantle certificate of title

1 authorizes the person to transport or possess the vehicle or to transfer
2 ownership by endorsement on the dismantle certificate of title. The
3 department shall not issue a certificate of title for the vehicle if it is
4 dismantled or destroyed.

5 D. EXCEPT AS PROVIDED IN SUBSECTION G, a licensed automotive recycler
6 who files with the application for a dismantle certificate of title under
7 this section an Arizona certificate of title indicating that the vehicle is
8 free of all liens or a valid release of any liens shown on the title may
9 begin dismantling the vehicle five days after mailing or three days after
10 delivery of the required documents and fee to the department unless notified
11 by the department of the claim of lien or interest in the vehicle by some
12 other person. If the department sends this notice, the licensed automotive
13 recycler shall cease dismantling or sale of the vehicle and any of its parts
14 until the rights of the other person are determined.

15 E. A licensed automotive recycler may dismantle a vehicle without
16 obtaining a dismantle certificate of title in the licensed automotive
17 recycler's name if the vehicle has previously been issued a dismantle
18 certificate of title, a salvage certificate of title or a nonrepairable
19 vehicle certificate of title. The dismantle certificate of title, salvage
20 certificate of title or nonrepairable vehicle certificate of title must be
21 the current title of record. EXCEPT AS PROVIDED IN SUBSECTION G, an
22 automotive recycler shall file a written request to dismantle the vehicle in
23 a form prescribed by the department. The automotive recycler may begin
24 dismantling the vehicle after COMPLETING THE REQUIREMENTS IMPOSED BY THE
25 DEPARTMENT PURSUANT TO SUBSECTION G OR AFTER mailing or delivering the
26 request. If the department notifies the automotive recycler of a claim of
27 lien or interest in the vehicle by some other person, the automotive recycler
28 shall cease dismantling or sale of the vehicle and any of its parts until the
29 rights of the other person are determined.

30 F. An owner may dismantle a vehicle without obtaining a dismantle
31 certificate of title if a nonrepairable vehicle certificate of title has been
32 issued for the vehicle.

1 G. THE DIRECTOR MAY ESTABLISH AN ELECTRONIC TITLE SYSTEM TO ALLOW THE
2 VOLUNTARY RECORDING OF THE INFORMATION OR DOCUMENTS REQUIRED BY THIS SECTION
3 THROUGH ELECTRONIC MEDIA IN A COST EFFECTIVE MANNER IN LIEU OF THE SUBMISSION
4 OF PAPER DOCUMENTS AS PROVIDED IN THIS SECTION. A VALID ELECTRONIC DISMANTLE
5 CERTIFICATE OF TITLE ISSUED BY THE DEPARTMENT TO A PERSON AUTHORIZES THE
6 PERSON TO POSSESS, TRANSPORT, DISMANTLE OR DESTROY THE VEHICLE.

7 H. IN THE PROCESS OF ESTABLISHING THE ELECTRONIC TITLE SYSTEM, THE
8 DIRECTOR SHALL:

9 1. RESEARCH METHODS BY WHICH THE DEPARTMENT AND LICENSED AUTOMOTIVE
10 RECYCLERS MAY EXCHANGE AND MAINTAIN INFORMATION CONCERNING THE ELECTRONIC
11 COMPLETION OF DISMANTLE CERTIFICATES OF TITLE WITHOUT SUBMITTING OR RECEIVING
12 A PAPER DOCUMENT.

13 2. DEVELOP METHODS BY WHICH LICENSED AUTOMOTIVE RECYCLERS MAY
14 ELECTRONICALLY SUBMIT UPDATED INFORMATION PERTAINING TO THE VEHICLE RECORD.

15 3. DEVELOP METHODS TO ELECTRONICALLY SHARE INFORMATION RELATED TO
16 APPLICATIONS FOR DISMANTLE CERTIFICATES WITH LAW ENFORCEMENT AGENCIES AND
17 LICENSED AUTOMOTIVE RECYCLERS FOR THE PURPOSE OF IDENTIFYING STOLEN VEHICLES
18 AND STOLEN VEHICLE PARTS.

19 I. THE DIRECTOR MAY LIMIT THE NUMBER OF LICENSED AUTOMOTIVE RECYCLERS
20 PARTICIPATING IN THE ELECTRONIC TITLE SYSTEM.

21 J. THE DIRECTOR MAY ADOPT RULES TO IMPLEMENT THIS SECTION.

22 ~~G.~~ K. This section does not apply to the removal of a part for the
23 purpose of replacement.”

24 Re-number to conform

25 Amend title to conform

RON GOULD

3/24/08
3:25 PM
S: RD/jas